

be able to collect, or fully collect, on a judgment” supported approval of settlement agreement, which “[g]uaranteed recovery from the other two defendants in the event that [one] prove[d] unable to pay the entire settlement amount”).

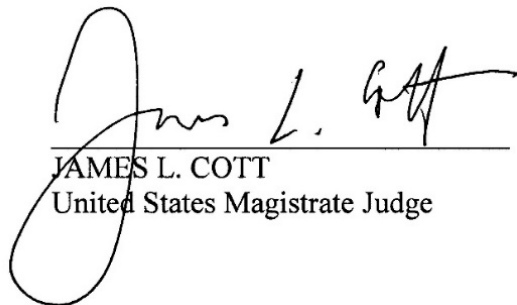
Having carefully reviewed the joint fairness letter submitted by the parties as well as the proposed settlement agreement, and having participated in a lengthy conference that led to the settlement, the Court finds that all of the terms of the proposed settlement (including the allocation of attorneys’ fees and costs as one-third of the settlement amount and the mutual non-disparagement clause with an appropriate carve-out for truth-telling) appear to be fair and reasonable under the totality of the circumstances (and in light of the factors enumerated in *Wolinsky v. Scholastic Inc.*, 900 F. Supp. 2d 332, 335 (S.D.N.Y. 2012)).

Accordingly, the proposed settlement is hereby approved. The parties are directed to submit their fully-executed stipulation and order of dismissal within 10 days of the date of this Order. If the parties fail to do so, the Court will direct the Clerk to close this case at that time.¹

The Clerk is respectfully directed to close Docket No. 28 and mark it as “granted.”

SO ORDERED.

Dated: July 26, 2021
New York, New York



JAMES L. COTT
United States Magistrate Judge

¹ The parties indicated in their submission that they have attached a proposed order of dismissal as an exhibit to their agreement, but no such order is attached.